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## COVER SHEET FOR FACSIMILE TRANSMISSION

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TO: COMMISSIONER FOR PATENTSFROM: Dow AgroSciences LLC, INDIANAPOLIS, INDIANADATE OF TRANSMISSION: December 11, 2003Dow AgroSciences LLC DOCKET NUMBER: 61,645B DIV1APPLICATION SERIAL NUMBER: 10/647,956TYPE OF COMMUNICATION: RESPONSE TO NOTICE TO COMPLY WITH  
REQUIREMENTS FOR PATENT APPLICATION  
CONTAINING NUCLEOTIDE SEQUENCENUMBER OF PAGES OF TRANSMISSION INCLUDING THIS COVER SHEET: 3NAME OF PTO CONTACT: TC1600TELEPHONE NUMBER FOR PTO CONTACT: (703) 308-1202FAX NUMBER FOR PTO CONTACT: (703) 872-9306PATENT DEPARTMENT INFORMATION:PATENT DEPARTMENT RETURN FAX NUMBER: (317) 337-4847CONTACT PERSON: Donald R. StuartCONTACT PERSON TELEPHONE NUMBER: (317) 337-4816

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Applicants: Richard H. French-  
Constant et al.

Serial No.: 10/647,956

Group Art Unit: 1645

Filed: 08/26/2003

Examiner:

For: DNA SEQUENCES FROM  
PHOTORHABDUS LUMINESCENS

Docket No.: 61,645B DIV1

REQUEST TO TRANSFER CRF OF SEQUENCE LISTING FROM PARENTCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

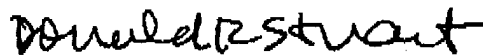
Sir:

This is a response to the Notice To Comply mailed November 25, 2003, requiring correction of the CRF submitted with the application.

In response, please transfer the CFR from the parent application, SER NO. 09/817,514, filed 03/26/2001, now Patent No. 6,639,129, granted October 28, 2003, to the above identified application. The CRF in the parent is identical to the hard copy filed with the present application and does not add new matter.

Also enclosed is a copy of the notice to which this request is responsive.

Respectfully submitted,

Donald R. Stuart  
Attorney for Applicants  
Registration No. 28,479  
Telephone: 317-337-4816December 11, 2003  
Dow AgroSciences LLC  
Patent Section  
9330 Zionsville Road  
Indianapolis, Indiana 46268

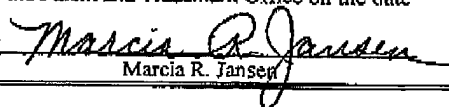
## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below

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Date

By

  
Marcia R. Jansen



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/647,936	08/26/2003	Richard H. French-Constant	61,645B DIV1

Kenneth L. Loertscher  
Dow AgroSciences LLC  
9330 Zionsville Road  
Indianapolis, IN 46268

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CONFIRMATION NO. 5269

## FORMALITIES LETTER

  
\*OC000000011355002\*

Date Mailed: 11/25/2003

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
DISCLOSURES***Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
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Replies should be mailed to: Mail Stop Missing Parts  
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*A copy of this notice **MUST** be returned with the reply.*